IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM NO.64072-M of 2006
DATE OF DECISION.5.12.2006

Balwinder Kaur .....Petitioner

Versus

State of Punjab .....Respondents

CORAM HON'BLE MR. JUSTICE AJAI LAMBA

PRESENT Ms.G. K. Mann, Advocate
Mr. M. S. Joshi, DAG, Punjab.

AJAI LAMBA , J(Oral)

This is a petition under Section 438 of the Code of Criminal Procedure for bail in a case lodged under Sections 308, 323, 34 IPC.

It is pleaded on behalf of the petitioner that the only role attributed is of giving LALKARA. Admittedly no injury has been caused by the petitioner. The petitioner has already joined investigation.

Learned counsel appearing for the respondent / State on instructions from ASI Dewa Singh states that the petitioner has joined investigation and is not required for further investigation or custodial interrogation.

Considering the facts noticed above, the petition is allowed. Order dated 17th October, 2006 is hereby made absolute and it is directed that in the event of arrest, the petitioner shall be enlarged on bail on furnishing of bail bonds to the satisfaction of the Arresting / Investigating Officer, subject to the following conditions:-

i) the petitioner shall make herself available for interrogation as and when required;

ii) the petitioner shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer; and

iii) the petitioner shall not leave India without the previous permission of the court.

This order shall enure till 10 days after the petitioner receives a notice of filing of final report under Section 173 Cr. P. C , within which period the petitioner would be at liberty to apply for regular bail.

December 5,2006 **(AJAI LAMBA)**
mamta **JUDGE**